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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

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6 ANGEL VILLAFANA,

7 Plaintiff,

8 v.

9 DIVISION CHILD FAMILY SERVICES,

10 Defendant.
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Case No. 2:19-cv-01117-GMN-DJA

ORDER

12 Presently before the Court is Plaintiff's Motion/Application for Leave to proceed *in forma*
13 *pauperis* (ECF No. 1), Motion to Compel (ECF No. 7) and Motion for Leave to File Amended
14 Complaint (ECF No. 9).


15 However, the Court previously found that Plaintiff's application to proceed *in forma*
16 *pauperis* was incomplete. Under 28 U.S.C. § 1915(a) and Local Rules ("LSR") 1-1 and 1-2,
17 plaintiff must complete an application to proceed *in forma pauperis* and attach both an inmate
18 account statement for the past six months and a signed financial certificate. Plaintiff's application
19 to proceed *in forma pauperis* does not include an inmate account statement nor a properly
20 executed financial certificate. (ECF No. 1). Further, Plaintiff filed a Notice acknowledging the
21 missing account statement and financial certificate and stating that there will be a delay in
22 obtaining the necessary information. (ECF No. 3). Accordingly, the Court ordered Plaintiff to
23 submit the missing documents within 30 days from its July 19, 2019 Order, or in the alternative,
24 pay the full filing fee for this action. Plaintiff has failed to comply to date. Without that
25 information being provided, the Court is unable to rule on the request to proceed *in forma*
26 *pauperis*.
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1 Further, Plaintiff has filed a Motion to Compel and Motion for Leave to File Amended
2 Complaint, which the Court will deny as premature. Plaintiff has not been granted authority to
3 proceed *in forma pauperis* and a complaint has not been permitted to proceed.

4 IT IS THEREFORE ORDERED that:

- 5 1. The pending application to proceed in forma pauperis (ECF No. 1) is **denied**
6 **without prejudice** as incomplete.
- 7 2. Plaintiff shall either make the necessary arrangements to pay the full filing fee,
8 accompanied by a copy of this order, or file an Application to Proceed in forma pauperis with the
9 requisite inmate account statement and a properly executed financial certificate by **November 18,**
10 **2019.**
- 11 3. Failure to comply will result a recommendation that this case be dismissed.
- 12 4. Plaintiff's Motion to Compel (ECF No. 7) is **denied without prejudice.**
- 13 5. Plaintiff's Motion for Leave to File Amended Complaint (ECF No. 9) is **denied**
14 **without prejudice.**

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16 DATED: October 21, 2019.

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20 DANIEL J. ALBREGTS
21 UNITED STATES MAGISTRATE JUDGE
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